IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

THURSDAY, THE 19TH JULY 2007 / 28TH ASHADHA 1929

WP(C).No. 22228 of 2007(U)

PETITIONER:

DEEPTHI J.PRASAD, H.S.A(MALAYALAM),
KODUMON HIGH SCHOOL, KODUMON,
PATHANAMTHITTA.

BY ADV. SRI.S.MUHAMMED HANEEFF

RESPONDENTS:

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1. DISTRICT EDUCATIONAL OFFICER,
PATHANAMTHITTA.

2. DEPUTY DIRECTOR OF EDUCATION,
PATHANAMTHITTA AT THIRUVALLA.

3. DIRECTOR OF PUBLIC INSTRUCTION,
THIRUVANANTHAPURAM - 14.

4. STATE OF KERALA, REP. BY ITS
SECRETARY TO THE GOVERNMENT
GENERAL EDUCATION DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

5. MANAGER, KODUMON HIGH SCHOOL,
KODUMON P.O., PATHANAMTHITTA.

BY GOVERNMENT PLEADER SRI.A.J.VARGHESE

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A.K.BASHEER, J.

W.P.(C)No.22228 OF 2007

Dated this the 19th day of July, 2007

JUDGMENT

Petitioner is stated to be working as High School Assistant (Malayalam) in the school under the management of respondent no.5 with effect from June 1, 2005 in a retirement vacancy of Sri.K.Gopalan Nair who admittedly was working in another school on “protection”. Grievance of the petitioner is that her appointment is not being approved on the ground that the manager was bound to fill up the retirement vacancy of Gopalan Nair by appointing a protected teacher.

2. I do not propose to deal with the above contention at this stage, in view of the limited prayer made by the learned counsel for the petitioner at the Bar. He submits that petitioner has preferred Ext.P8 revision petition against Exts.P1 to P3 orders passed by the subordinate authorities. The limited prayer is to issue a direction to respondent no.4 to take a decision on Ext.P8 expeditiously.

3. Learned Government Pleader submits that if Ext.P8 has been preferred as contended by the petitioner, appropriate decision thereon will be taken without any delay.

4. In the above facts and circumstances, writ petition is disposed of with a direction to respondent no.4 to consider and pass orders on Ext.P8 strictly on its merit and in accordance with law as expeditiously as possible, at any rate, within 4 months from the date of receipt of a copy of this judgment. Needless to mention that apart from the petitioner and all others who are likely to be affected by any order that may be passed by respondent no.4, shall be afforded sufficient opportunity to be heard before any decision is taken in the matter. Petitioner shall produce a copy of the writ petition along with a certified copy of the judgment before respondent no.4 for compliance.

Writ petition is disposed of as above.

A.K.BASHEER, JUDGE

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